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Date: December 9, 2005 Use this fax To: Commissioner for Patents/Attention Art Unit 1600 Fax: (571) 273--8300 number only Notify recipient Phone: Company: US Patent & Trademark Office before sending Return Fax: (650) 493-1611 Phone: (650) 845-5074 From: Shirley Chen, Ph.D. Original will not follow To follow via courier To follow via email Original: To follow via mail Fax Contains: 9 pages (including this sheet). If incomplete, call (650) 845-5074. Message: PLEASE DELIVER THE ATTACHED AMENDMENT AFTER FINAL TO EXAMINER MICAH PAUL YOUNG, AT ART UNIT 1615 FOR: APPLICATION NO. 10/082,003, FILED FEB. 21, 2002. Location: FH1/2 Return Original to: Donna Hengst Ref: 12636-268

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Janna K. Hengst Donna L. Hengst

650 Page Mill Road, Palo Alto, CA 94304-1050 • 650.493.9300 Tel • 650.493.6811 Fax • www.wsgr.com

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### DEC 0 9 2005

PATENT Attorney Docket No. 12636-268

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Sanjeev Redkar	Confirmation No. 1721
Application No.: 10/082,003	)  Examiner: YOUNG, Micah Paul
Filed: February 21, 2002	Group Art Unit: 1618
For: Compositions And Formulations of 9- Nitrocamptothecin Polymorphs And Methods Of Use Therefor	) ) )

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Donna L. Hengst Donna L. Hengst

#### AMENDMENT UNDER 37 C.F.R. §1.116

M/S AF Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### **Introductory Comments:**

This Amendment AF is submitted in response to the Examiner's Final Office Action mailed July 14, 2005 and Applicants' in-person interview with Examiner Micah P. Young on December 7, 2005. This Amendment AF is being submitted with an extension (Form PTO/SB/22) for two months extension to December 14, 2005. Applicants respectfully request reconsideration of the above-referenced application in view of the following amendments and remarks.

Please amend the above-referenced application as follows:

Amendments to the Claims being on page 2 of this paper. Remarks/Arguments being on page 5 of this paper.